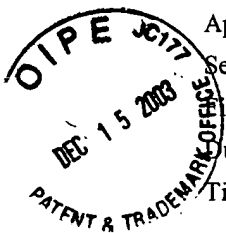


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



Applicant: HEI ET AL. Examiner: UNKNOWN  
Serial No.: 10/678,199 Group Art Unit: UNKNOWN  
Filed: OCTOBER 2, 2003 Docket: 163.1446USD1  
Due Date: JANUARY 2, 2004  
Title: PEROXY ACID TREATMENT TO CONTROL PATHOGENIC ORGANISMS ON GROWING PLANTS

CERTIFICATE UNDER 37 CFR 1.8:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on December \_\_\_\_, 2003.

By: \_\_\_\_\_  
Name: \_\_\_\_\_

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**23552**

PATENT TRADEMARK OFFICE

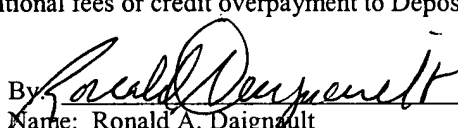
Sir:

We are transmitting herewith the attached:

- ☒ Transmittal Sheet in duplicate containing Certificate of Mailing
- ☒ Information Disclosure Statement, Form 1449, 1 Reference(s)
- ☒ Return postcard

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers or any future reply, if appropriate. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. A duplicate of this sheet is enclosed.

MERCHANT & GOULD P.C.  
P.O. Box 2903, Minneapolis, MN 55402-0903  
612.332.5300

By:   
Name: Ronald A. Daignault  
Reg. No.: 25,968  
RDaignault:PLSkaw

S/N 10/678,199

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: HEI ET AL. Examiner: UNKNOWN  
Serial No.: 10/678,199 Group Art Unit: UNKNOWN  
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By: \_\_\_\_\_  
Name: \_\_\_\_\_

INFORMATION DISCLOSURE STATEMENT (37 C.F.R. § 1.97(b))

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner.

This statement should be considered because it is submitted within three months of the filing date of the above-identified application, which is not an application under 37 C.F.R. § 1.53(d). Accordingly, no fee is due for consideration of the items listed on the enclosed Form 1449.

In accordance with 37 C.F.R. § 1.98(a)(2) and § 1.98(d), copies have been provided only for those items listed on the enclosed Form 1449 that have not previously been cited by or submitted to the U.S. Patent and Trademark Office in parent application, U.S. Serial No. 09/896,807 filed on June 29, 2001, now U.S. Patent No. 6,635,286 B2 issued on October 21, 2003.

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a

reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

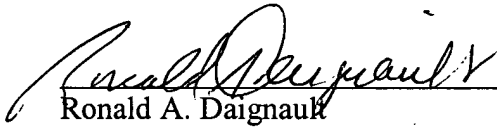
Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

Please charge any additional fees or credit any overpayment to Deposit Account No. 13-2725.

Respectfully submitted,

MERCHANT & GOULD P.C.  
P.O. Box 2903  
Minneapolis, Minnesota 55402-0903  
(612) 332-5300

Date: 12/15/03

  
\_\_\_\_\_  
Ronald A. Daignault  
Reg. No. 25,968  
RAD:PLSkaw



FORM 1449\*

## INFORMATION DISCLOSURE STATEMENT

Docket Number:

163.1446USD1

Application Number:

10/678,199

IN AN APPLICATION

(Use several sheets if necessary)

Applicant: HEI ET AL.

Filing Date: 10/02/2003

Group Art Unit: UNKNOWN



## U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	2,512,640	06/27/1950	Greenspan et al.			
	5,168,655	12/08/1992	Davidson et al.			
	5,200,189	04/06/1993	Oakes et al.			
	6,024,986	02/15/2000	Hei			
	6,165,483	12/26/2000	Hei et al.			
	6,238,685	05/29/2001	Hei et al.			
	6,635,286 B2	10/21/2003	Hei et al.			

## FOREIGN PATENT DOCUMENTS

	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO
	3003875	08/13/1981	DE			Abstract	
	9300538	11/11/1994	DK			Abstract	
	2 187 958	03/20/1987	GB				
	2 257 630	07/13/1991	GB				
	0 242 990	10/28/1987	EP				
	0 361 955	04/04/1990	EP				
	7031210	02/03/1995	JP			Abstract	
	7258005	10/09/1995	JP			Abstract	
	WO 94/06294	03/31/1994	PCT				

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)


23552

PATENT TRADEMARK OFFICE

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.